

Message Text

LIMITED OFFICIAL USE

PAGE 01 MANILA 07551 091116Z

ACTION EA-12

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-05 H-01 INR-10

L-03 NSAE-00 NSC-05 PA-01 SP-02 SS-15 ICA-11

IO-13 HA-05 OMB-01 TRSE-00 ACDA-12 /097 W

-----049746 091207Z /41

R 090843Z MAY 78

FM AMEMBASSY MANILA

TO SECSTATE WASHDC 5472

LIMITED OFFICIAL USE MANILA 07551

E.O. 11652: N/A

TAGS: PGOV, RP

SUBJECT: MARCOS TO CEASE ISSUING DECREES ON MAY 15

1. ALL THREE MAJOR MANILA MORNING PAPERS HEADLINED MAY 8 REPORT FROM "OFFICIAL SOURCES" THAT PRESIDENT MARCOS WILL CEASE ISSUING DECREES, LETTERS OF INSTRUCTION AND GENERAL ORDERS MAY 15 AND ALLOW LEGISLATIVE POWERS TO PASS TO THE INTERIM BATASANG PAMBANSA (IBP). THE IBP REPORTEDLY WILL CONVENE ON JUNE 12, PHILIPPINE INDEPENDENCE DAY.

2. TO AVOID CONFUSION REGARDING MARCOS' CESSATION OF LEGISLATIVE FUNCTIONS SOLICITOR GENERAL ESTELITO MENDOZA EXPLAINED TO NEWSMEN MAY 8 THAT MARCOS' ACTIONS ARE PURELY VOLUNTARY; HE STILL RETAINS THE AUTHORITY TO "LEGISLATE." MENDOZA POINTED OUT THAT MARCOS' LEGISLATIVE POWERS DERIVE FROM A) HIS MARTIAL LAW POWERS, B) THE SIXTH AMENDMENT TO THE PHILIPPINE CONSTITUTION, RATIFIED IN THE 1976 PLEBISCITE, WHICH PROVIDES THAT THE PRESIDENT MAY ACT WHEN IN HIS JUDGMENT A GRAVE EMERGENCY EXISTS AND THE IBP HAS FAILED TO DEAL ADEQUATELY WITH THE PROBLEM, AND C) SECTION THREE, PARAGRAPH TWO OF ARTICLE XVII OF THE CONSTITUTION WHICH PROVIDES THAT ALL PROCLAMATIONS, ORDERS AND DECREES ISSUED BY THE PRESIDENT SHALL HAVE THE FORCE OF LAW AND

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 MANILA 07551 091116Z

REMAIN BINDING EVEN AFTER MARTIAL LAW IS LIFTED (UNLESS MODIFIED OR REVOKED BY THE PRESIDENT OR REGULAR NATIONAL ASSEMBLY).

3. COMMENT: MARCOS IS PATENTLY GIVING UP LITTLE POWER BY PERMITTING THE IBP TO FUNCTION AS THE PHILIPPINES' SOLE LEGISLATIVE INSTITUTION. COMPRISED ALMOST TOTALLY

OF PRO-MARCOS LEGISLATORS, ELECTED AND APPOINTED, THE
BODY WILL DELIVER MAJORITIES FOR MARCOS EVEN IN THE EVENT
A SMALL GROUP OF OPPOSITIONISTS DEVELOPS. TOUSSAINT

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptoning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: MARTIAL LAW, LEGISLATIVE BILLS
Control Number: n/a
Copy: SINGLE
Draft Date: 09 may 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978MANILA07551
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780196-0192
Format: TEL
From: MANILA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780579/aaaacphr.tel
Line Count: 65
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: a48b2aa2-c288-dd11-92da-001cc4696bcc
Office: ACTION EA
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 03 may 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2750067
Secure: OPEN
Status: NATIVE
Subject: MARCOS TO CEASE ISSUING DECREES ON MAY 15
TAGS: PGOV, RP
To: STATE
Type: TE
vdkvgwkey: odbc://SAS/SAS.dbo.SAS_Docs/a48b2aa2-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014